IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL SECOND APPEAL No. 484 of 2005

DHULSHANKER
V/S
LR'LATE SH.NAND LAL

Mr. SHAMBHOO SINGH, for the appellant / petitioner

Mr. HIMANSHU MAHESHWARI, for the respondent

Date of Order : 3.11.2006

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the appellant.

Both the learned Courts below have recorded pure finding of fact and also relying upon the previous statement of the appellant Dhulshanker, certified copy whereof was produced as Ex.5, and has come to the conclusion that the construction raised by the appellant is on a public way. The findings, in my view, are not vitiated on any of the grounds available under Section 100 CPC.

The appeal thus, does not involve any substantial question of law. The same is, therefore, dismissed summarily.

(N P GUPTA),J.

/tarun/